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28 April 2005

Date of Deposit

Chen Michael

Signature of Person Mailing Paper

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 09/269,845
Pat. No. : US 6,852,700 B1
Cnfrm. No. : 1703
Applicants : Maria Janusz et al.
Filed : September 24, 1999
Issued: : February 8, 2005
Title : Colostrinin, and Uses Thereof

TC/A.U. : 1654
Examiner : Roy R. Teller

Docket No. : AAT-11612

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION UNDER 37 C.F.R. §1.183

Sir:

1. Applicants hereby request that 37 C.F.R. §3.81(a) be waived to permit the correct name of the assignees to be provided after issuance of the patent.

2. The facts giving rise to this request are as follows:

(a) The joint assignees of Application Serial No. 09/269,845, now U.S. Pat.

No. 6,852,700, have at all times been the Ludwik Hirszfeld Institute of Immunology and Experimental Therapy Polish Academy of Sciences of Wroclaw, Poland and Georgiades

15/04/2005 AWONDAF1 00000028 180160 09269845

11 FC:1462 270.00 DA 130.00 OP

Adjustment date: 02/02/2006 CKHLOK
05/04/2005 AWONDAF1 00000028 180160 09269845
01 FC:1462 270.00 CR -130.00 OP

02/02/2006 CKHLOK 00000015 6852700

01 FC:1811 100.00 OP

Repln. Ref: 02/02/2006 CKHLOK 0009441000
DAH:180160 Name/Number:6852700
FC: 9204 \$30.00 CR

Biotech Limited of the Roadtown, Tortola, British Virgin Islands (underlined emphasis added).

(b) The correct names of the assignees were provided on the original Assignment document executed by the applicants on September 1, 1999, which document was recorded on September 24, 1999 at Reel/Frame 010709/0125.

(c) The correct names of the assignees appear on the Patent Assignment Abstract of Title available on the U.S. Patent Office's web site (copy attached).

(d) The correct assignees' names were not included on form PTOL-85. Specifically, the name of assignee, Georgiades Biotech Limited of the Roadtown, Tortola, British Virgin Islands, was inadvertently omitted. And, typographical errors were made in the name of assignee, Ludwik Hirszfeld Institute of Immunology and Experimental Therapy Polish Academy of Sciences of Wroclaw, Poland, ("Ludwik" was inadvertently mistyped as "Ludwig" and "Wroclaw" was inadvertently mistyped as "Warsaw").

(e) The failure to include the correct assignees' names on the PTOL-85 was inadvertent.

3. A copy of the Notice of Recordation of Assignment Document is attached hereto.

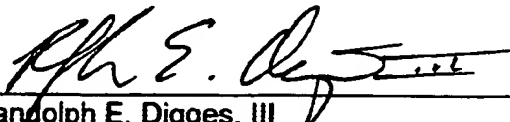
4. The petition fee of \$130.00 required by 37 C.F.R. §1.17(h) is enclosed. The Commissioner is authorized to debit Deposit Account 18-0160 for any additional fees that may be required.

5. The undersigned respectfully submits that the facts present in this matter establish the existence of an extraordinary circumstance such that justice so requires

that the requirements of 37 C.F.R. §3.81(a) be waived to permit the correct name of the assignee to be provided after issuance of the patent.

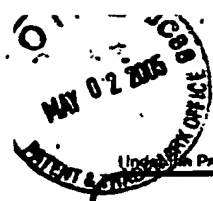
Respectfully submitted,

RANKIN, HILL, PORTER & CLARK LLP



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Effective on 12/08/2004.
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL

For FY 2005

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)**130**

Complete if Known

Application Number	09/269,845
Filing Date	09/24/1999
First Named Inventor	Maria Janusz et al.
Examiner Name	Roy A. Teller
Art Unit	1654
Attorney Docket No.	AAT-11612

METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify):
☒ Deposit Account Deposit Account Number: **18-0160** Deposit Account Name: **Rankin, Hill, Porter & Clark LLP**

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee
☒ Charge any additional fee(s) or underpayments of fee(s), under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 or, for Reissues, each claim over 20 and more than in the original patent	50	25
Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent	200	100
Multiple dependent claims	360	180

Total Claims **Extra Claims** **Fee (\$)** **Fee Paid (\$)** **Multiple Dependent Claims**
_____ - 20 or HP = _____ x _____ = _____
HP = highest number of total claims paid for, if greater than 20
Indep. Claims **Extra Claims** **Fee (\$)** **Fee Paid (\$)**
_____ - 3 or HP = _____ x _____ = _____
HP = highest number of independent claims paid for, if greater than 3

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets **Extra Sheets** **Number of each additional 50 or fraction thereof** **Fee (\$)** **Fee Paid (\$)**
_____ - 100 = _____ / 50 = _____ (round up to a whole number) x _____ = _____

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)
Other: Petition Under 37 C.F.R. 1.183
Fees Paid (\$)
130

SUBMITTED BY

Signature		Registration No. (Attorney/Agent)	40,590	Telephone	216-566-9700
Name (Print/Type)	Randolph E. Digges, III			Date	04/28/2005

This collection of information is required by 37 CFR 1.138. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

**UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION**

PATENT NO. : 6,852,700

DATED : February 8, 2005

INVENTOR(S) : Marin Janusz; Jozef Lisowski; Anna Dubowska-Inglot, deceased, by Mieczyslaw Inglot

It is certified that error appears in the above-identified patent and that said Letters Patent
is hereby corrected as shown below:

On the front page, section "(73) Assignees:" should read as follows: Ludwik Hirszfeld Institute of
Immunology and Experimental Therapy Polish Academy of Sciences, Wroclaw (PL); Georgiades Biotech
Limited, Roadtown, Tortola (VG)

MAILING ADDRESS OF SENDER:

Randolph E. Digges, III
925 Euclid Avenue, Suite 700
Cleveland, OH 44115-1405

PATENT NO. 6,852,700

No. of additional copies



This collection of information is required by 37 CFR 1.322, 1.323, and 1.324. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Attention Certificate of Corrections Branch, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

UNITED STATES PATENT & TRADEMARK OFFICE
Washington, D.C. 20231

REQUEST FOR PATENT FEE REFUND			
1 Date of Request: <u>2-2-06</u>		2 Serial/Patent # <u>09/269845</u>	
3 Please refund the following fee(s):		4 PAPER NUMBER	5 DATE FILED
Filing			
Amendment			
Extension of Time			
Notice of Appeal/Appeal			
Petition			5-2-05
Issue			
Cert of Correction/Terminal Disc.			
Maintenance			
Assignment			
Other			
		7 TOTAL AMOUNT OF REFUND	
		\$ 170	
		8 TO BE REFUNDED BY:	
10 REASON:		Treasury Check	
1 Overpayment		Credit Deposit A/C #:	
Duplicate Payment		9 18-0160	
No Fee Due (Explanation):			
11 REFUND REQUESTED BY:			
TYPED/PRINTED NAME: <u>Karen Creas</u>		TITLE: <u>Ref. Em.</u>	
SIGNATURE: <u>Karen Creas</u>		PHONE: <u>2-3208</u>	
OFFICE: <u>DAC for Patents</u>			
***** THIS SPACE RESERVED FOR FINANCE USE ONLY: *****			
APPROVED: <u>[Signature]</u>		DATE: <u>2/2/06</u>	

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